

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

COBB COUNTY, DEKALB COUNTY,  
and FULTON COUNTY ,

Plaintiffs,

v.

BANK OF AMERICA  
CORPORATION, BANK OF  
AMERICA, N.A., COUNTRYWIDE  
FINANCIAL CORPORATION,  
COUNTRYWIDE HOME LOANS,  
INC., COUNTRYWIDE BANK, FSB,  
COUNTRYWIDE WAREHOUSE  
LENDING, LLC, BAC HOME LOANS  
SERVICING, LP, MERRILL LYNCH  
& CO., INC., MERRILL LYNCH  
MORTGAGE CAPITAL INC., and  
MERRILL LYNCH MORTGAGE  
LENDING, INC.,

Defendants.

CIVIL ACTION NO.  
1:15-CV-04081-LMM

**ORDER**

This case comes before the Court on Plaintiffs' Motion to Disqualify [53]. Plaintiffs seek to disqualify Defendants' counsel from representing several confidential witnesses in addition to Defendants. See id. at 24–25. Since Plaintiffs filed their Motion, Defendants' counsel has informed the Court that they have withdrawn from representing the confidential witnesses. See Dkt. No.

[83]. The Court therefore **DENIES AS MOOT** Plaintiffs' Motion to Disqualify [53].

The Court notes that Plaintiffs request other relief in their Motion, including sanctions. See Dkt. Nos. [53; 76]. At this stage of the proceedings, Plaintiffs do not specifically rely on the statements of the confidential witnesses in their Second Amended Complaint, see Dkt. No. [61], and Defendants have not referenced them in their pending Motion to Dismiss before the Court, see Dkt. No. [81]. Therefore, because the confidential witnesses are no longer integral to the litigation at this time, any and all issues relating to them have become moot. The Court also finds that sanctions are not warranted at this point. If the confidential witnesses become relevant again, the parties may contact the Court about these issues by emailing the Court's Courtroom Deputy Clerk. The Court will then handle any new issues relating to them on an expedited basis. The background and potential for sanctions related in Plaintiffs' motion may then be addressed.

**IT IS SO ORDERED** this 10<sup>th</sup> day of April, 2020

A handwritten signature in blue ink that reads "Leigh Martin May". The signature is written in a cursive, flowing style.

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**Leigh Martin May**  
**United States District Judge**